

- You also have requested we remove Gourick – so we are a bit unclear on his role. We thought they were splitting this. Are you able to shed any light on their respective involvement?
- Instead of work for hire language, you made a note about owning the merch – to clarify, instead of owning the actual merch, would you just be licensing the trademark to us for use on merch?

Hoping to connect with the team tomorrow/Monday again about it and will be back to you as soon as possible. Thanks.

From: Andrew Covington <andrew@thecovingtonlaw.com>
Sent: Wednesday, August 16, 2023 3:05 PM
To: Pamela Gurley <pgurley@GISPC.COM>; Mica Rollock <mrollock@gispc.com>
Subject: Re: ACT BAD negotiations

Hey Ms. Gurley,

Just kindly checking in with you. My clients check in for an update just about every day. Have you had a chance to review the comments?

Best,

Andrew Covington

|

<~WRD0001.jpg>

Covington Law, PLLC

7000 Harps Mill Rd. Ste. 102 Raleigh, NC 27615

2201 Wisconsin Ave NW #305, Washington, DC 20007

Phone (202) 679-4025

Email: andrew@thecovingtonlaw.com

www.thecovingtonlaw.com

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EXHIBIT C

Email from Charles Kenyatta attorney Andrew Covington

(1)

From: Andrew Covington <andrew@thecovingtonlaw.com>
Sent: Wednesday, July 5, 2023 3:52 PM
To: Pamela Gurley <pgurley@GISPC.COM>
Cc: Megan O'Brien <mobrien@gispc.com>
Subject: Re: Bad Boy w ~~Council~~ & Kenyatta

Hey Pamela,

Thanks for getting back to me. I have availability Thursday afternoon also. What time works for you?

Best,

Andrew C. Covington, Esq.

2201 Wisconsin Ave NW #305, Washington, District of Columbia 20007

Phone: (202) 679-4025

www.thecovingtonlaw.com

On Jul 5, 2023, at 2:41 PM, Pamela Gurley
<pgurley@gispc.com> wrote:

Hi Andrew – I received your voice message today.
Apologies for delay, the email below was stuck in our filter.

Happy to schedule a time to speak. I'm available Thur aftn
or we can look at next week.

Adding in Megan to assist.

Thanks.

From: Andrew Covington
<andrew@thecovingtonlaw.com>
Sent: Wednesday, June 28, 2023 12:49 PM
To: Pamela Gurley <pgurley@GISPC.COM>
Subject: Re: Bad Boy w ~~Council~~ & Kenyatta

[Good afternoon Pamela,

Can we schedule a time to have a brief call? I would like to connect with you and bring you up to speed with my clients stance in this matter.

Best,

Andrew Covington

<~WRD0004.jpg>

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27615

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<~WRD0004.jpg> Sender notified by
Mailtrack

<~WRD0004.jpg>

On Thu, Jun 1, 2023 at 2:10 PM Pamela Gurley
<pgurley@gispc.com> wrote:

Hi Andrew – We are outside counsel for Bad Boy.

→ **From:** Andrew Covington <andrew@thecovingtonlaw.com>
Sent: Wednesday, July 5, 2023 3:52 PM
To: Pamela Gurley <pgurley@GISPC.COM>
Cc: Megan O'Brien <mobrien@gispc.com>
Subject: Re: Bad Boy w ~~Gourick~~ & Kenyatta

Hey Pamela,

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Thanks.

From: Andrew Covington
<andrew@thecovingtonlaw.com>
Sent: Wednesday, June 28, 2023 12:49 PM
To: Pamela Gurley <pgurley@GISPC.COM>
Subject: Re: Bad Boy w Gourick & Kenyatta

Good afternoon Pamela,

this communication is strictly prohibited. If you have received this communication in error, please notify Andrew Covington at (919) 283-2834 or by return email and cease and desist from making any reproductions and/or distributions, purge this communication, and destroy any copies, electronic, paper or otherwise, which you may have of this communication.

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----- Forwarded message -----

From: **Andrew Covington** <andrew@thecovingtonlaw.com>

Date: Thu, Jul 20, 2023 at 6:03 PM

Subject: Re: Bad Boy w ~~Covington~~ & Kenyatta

To: Megan O'Brien <mobrien@gispc.com>

Cc: Pamela Gurley <pgurley@gispc.com>

Dear Ms. Gurley,

I hope this message finds you well.

I am writing to you in reference to the ongoing situation involving our clients and the "ACT BAD" song and associated merchandise. My clients have been monitoring the developments closely and want to work diligently towards a solution that is equitable for all parties involved.

We would like to establish clear terms on the percentage share in profits at this stage to avoid any potential confusion or conflict in the future. I was wondering if you met with your client and have any updates?

Thank you for your attention to this matter. We look forward to your timely response.

Best,

Andrew Covington



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(C4)

- You also have requested we remove ~~Spunk~~ – so we are a bit unclear on his role. We thought they were splitting this. Are you able to shed any light on their respective involvement?
- Instead of work for hire language, you made a note about owning the merch – to clarify, instead of owning the actual merch, would you just be licensing the trademark to us for use on merch?

Hoping to connect with the team tomorrow/Monday again about it and will be back to you as soon as possible. Thanks.

From: Andrew Covington <andrew@thecovingtonlaw.com>
Sent: Wednesday, August 16, 2023 3:05 PM
To: Pamela Gurley <pgurley@GISPC.COM>; Mica Rollock <mrollock@gispc.com>
Subject: Re: ACT BAD negotiations

Hey Ms. Gurley,

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Best,

Andrew Covington

|

<~WRD0001.jpg>

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----- Forwarded message -----

From: **Andrew Covington** <andrew@thecovingtonlaw.com>

Date: Mon, Aug 21, 2023 at 9:50 AM

Subject: Re: ACT BAD negotiations

To: **Pamela Gurley** <pgurley@gispc.com>

Cc: **Che Pope** <cpope@combscc.com>, **Mica Rollock** <mrollock@gispc.com>

Hey Pamela,

Thank you for reaching out and seeking clarity on the matters raised.

Confirming the proposed rate and advance requested by my client.

In reference to **Mr. Gounick**, my client gave **Gounick** permission to introduce the situation regarding "act bad" to your team, but he was not authorized to negotiate or agree to any terms on my clients behalf. It seems as if there was a bit of jumping the gun in that instance. Charles Kenyatta is the sole owner and the only individual with the authority to finalize any agreements or contracts. **Gounick** is neither listed on the articles of organization nor the trademark application. Whatever internal discussions or arrangements Charles and **Gounick** have are separate from this negotiation and will be handled privately amongst them.

To clarify on the merchandising aspect, we are not aiming to own the actual merchandise. Instead, we would be licensing the trademark to you for its use on merchandise.

Thank you for your understanding. Please ensure that all future communications and negotiations related to this are directed solely to Charles Kenyatta.

Best,

Andrew C. Covington, Esq.

2201 Wisconsin Ave NW #305, Washington, District of Columbia 20007

Phone: (202) 679-4025

www.thecovingtonlaw.com

On Aug 17, 2023, at 9:06 PM, Pamela Gurley <pgurley@gispc.com> wrote:

Hi Andrew – Thanks for your patience. We are still discussing.

As mentioned in my prior email, the team understood the terms we had offered were agreed.

- You have requested double the rate on merch as well as an advance (instead of 15%, you are seeking 30% plus an advance). We are looking at that.



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----- Forwarded message -----

From: **Andrew Covington** <andrew@thecovingtonlaw.com>

Date: Wed, Sep 6, 2023 at 4:08 PM

Subject: Update on "Act Bad" Negotiations and Important Notice

To: Pamela Gurley <pgurley@gispc.com>

Cc: Che Pope <cpope@combscc.com>, Mica Rollock <mrollock@gispc.com>

Dear Pamela Gurley,

I hope this message finds you well.

Firstly, I wanted to touch base regarding the ongoing "Act Bad" negotiations. It's been a while since our last discussion, and I wanted to request an update on the progress, any developments, or if there are any additional requirements from our side.

Secondly, I need to bring a crucial matter to your attention. ~~Courick~~ has received a cease and desist order concerning the "Act Bad" brand. As of now, he is not authorized to handle or engage in any business activities related to the brand. We urge you to ensure that any communications or negotiations related to "Act Bad" are directed through the appropriate channels and not through ~~Courick~~.

Furthermore, attached to this email is a screenshot of the trademark application for "Act Bad". It clearly indicates the rightful owner as Charles Kenyatta Jr., not ~~Courick~~. This document serves to reaffirm the legitimate ownership and authority on matters related to the brand.

I apologize for any inconvenience this might cause, but it is imperative for the integrity and legality of our operations that we adhere to this directive.

Please let me know if you need any further information or clarification on this matter.

Thank you for your understanding and cooperation. I eagerly await your update on the negotiations.

Best,
Andrew Covington



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Sender notified by
Mailtrack

Mark: ACT BAD ENTERTAINMENT

Act Bad Entertainment


US Serial Number: 97194207 Application Filing Date: Sep. 16, 2021

Filed as TEAS Plus: Yes Currently TEAS Plus: Yes

Registered: Principal

Mark Type: Trademark, Service Mark

TM Status: LIVE APPLICATION/Under Examination

Description:  The trademark application has been accepted by the Office. You will be notified of the minimum filing requirements and that this application has been assigned to an examiner.

Status: A written Office Action has been sent (awaited) by the applicant after review of the Statement of Use. This is a letter from the examining attorney requiring additional information and/or making an initial refusal. The applicant must respond. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Aug. 21, 2023

Publication Date: Aug. 02, 2022

Notice of Allowance Date: Sep. 27, 2022

Mark Information

Goods and Services

Basic Information (Class Level)

Current Owner(s) Information

Owner Name: Charles Kanyate, Jr.

Owner Address: 304 Lynx Ct.
Raleigh, NORTH CAROLINA UNITED STATES 27609

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Mark: ACT BAD

Act Bad


US Serial Number: 97194207 Application Filing Date: Sep. 16, 2021

Filed as TEAS Plus: Yes Currently TEAS Plus: Yes

Registered: Principal

Mark Type: Trademark

TM Status: LIVE APPLICATION/Under Examination

Description:  The trademark application has been accepted by the Office. You will be notified of the minimum filing requirements and that this application has been assigned to an examiner.

Status: Review (aka in registration) completed.

Status Date: Aug. 21, 2023

Publication Date: Aug. 02, 2022

Notice of Allowance Date: Sep. 27, 2022

Mark Information

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Basic Information (Class Level)

Current Owner(s) Information

Owner Name: Charles Kanyate, Jr.

Owner Address: 304 Lynx Ct.
Raleigh, NORTH CAROLINA UNITED STATES 27609

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information


Prosecution History

EXHIBIT D

Sean Combs a.k.a. Diddy selling Merch



ACT BAD

 Filter and sort

2 products



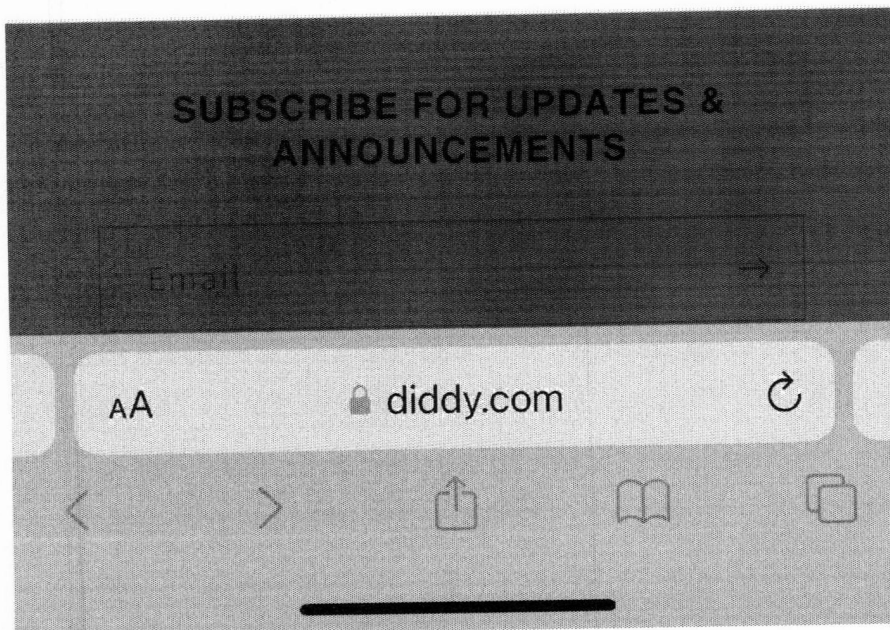
ACT BAD / T-Shirt (white)

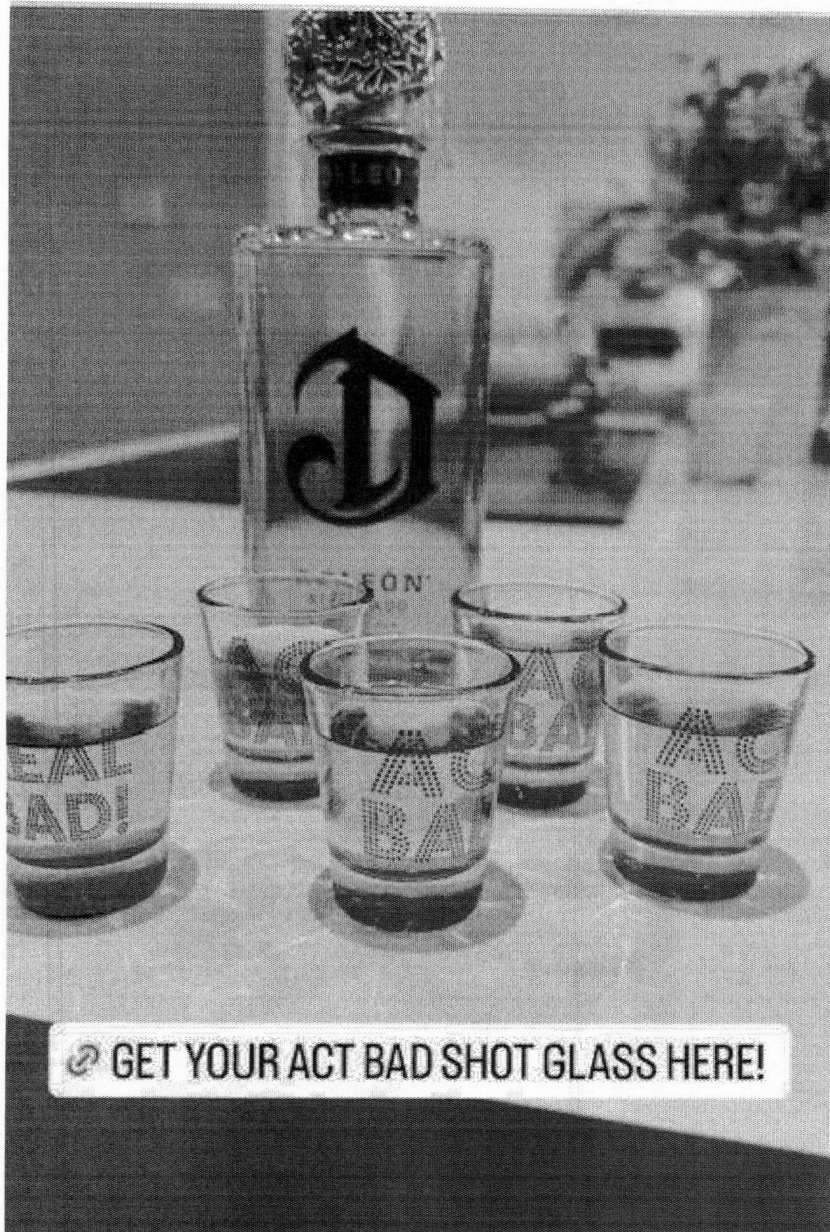
\$50.00 USD



ACT BAD / T-Shirt (black)

\$50.00 USD





4:39

5G 31

careshaplease.com



BE BACK
SOON! GET
READY TO ACT
BAD!

ENTER YOUR EMAIL TO BE ON MY V.I.P
LIST!

Email



6:34

LTE 34

Yung Miami

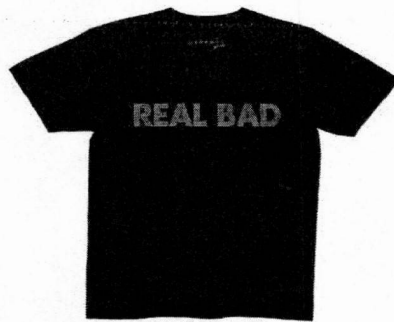
16 products



Take the Shot Set
\$24.00 USD



Take the Shot Real
Bad
\$18.00 USD



Real Bad Fitted Tee
\$42.00 USD



Sold out

Real Bad Crop Tee -
White
\$45.00 USD



EXHIBIT E

Picture of Sean Combs a.k.a. Diddy with ACT BAD gear